

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl No.: **09/107,072**
Applicant: **Wu, Tzong-Ming et al.**
Filing Date: **June 29, 1998**
Art Unit: **3627**
Examiner: **Cliff Vaterlaus**
Attorney Docket No.: **18506-226**

Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUPPLEMENTAL RESPONSE TO
RENEWED PETITION UNDER 37 C.F.R. § 1.137(b)**

Dear Petitions Examiner:

Petitioner hereby submits a Supplemental Response to the Renewed Petition filed on September 1, 2009 which was in response to Decision on Petition dated July 01, 2009.

No extension of time is believed necessary. If, however, an extension of time is required for the filing of this paper, an extension is requested. If any necessary fee is not submitted via the EFS, the Office is authorized to charge the necessary fee to Deposit Account No. 50-3856.

Declarations Attached

Declaration of Alaine Hong (The law firm of WPAT, P.C.)

Respectfully submitted,
WPAT, P.C.

By /Anthony S. King/
Anthony S. King
Registration No. 49,063
September 1, 2009

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DECLARATION FOR

PETITION TO REVIVE BASED ON UNINTENTIONAL DELAY

under 37 C.F.R. § 1.137(b)

STATEMENT OF UNINTENTIONAL DELAY

I, **Alaine Hong**, hereby declare the following:

1. That I am employed by the law firm of WPAT, P.C., and work under the direct supervision of U.S. Patent Attorney Anthony S. King. In the course of my employment I communicate with Mr. Po-Chih Lin of the Taiwanese law firm of Lee & Li, with respect to a number of U.S. patent applications whose applicants have authorized Lee & Li to instruct us relating U.S. patent prosecution.
2. In September of 2008, Mr. King asked that I call the law office of Liauh & Associates, in Hawaii, and asked that I search Mr. Liauh's state bar standing. I did find Mr. Liauh's Hawaiian bar standing to be "active" from an Internet search, and showed this to Mr. King.
3. On September 16, 2008, I called the USPTO and found out that this application was abandoned on June 30, 2000. I informed Mr. Lin the same day.

4. On October 20, 2008, I received instruction from Mr. Lin to order the File Wrapper of the above-caption application. Mr. Lin also asked that I find out whether or not Mr. Liauh is still in practice. Mr. Lin wanted to find out if Mr. Liauh is no longer in practice, when he was no longer in practice and why.
5. I did not find any indication that Mr. Liauh is no longer in practice, or that his firm is no longer in practice, or that he was disbarred for any reason.
6. On November 7, 2008, I e-mail a copy of the File Wrapper to Mr. Lin.
7. When I received the Petition Decision Letter, dated July 1, 2009, I forwarded a copy to Mr. Lin in due course.
8. It is through my firsthand knowledge that there has been no unreasonable delay in my investigation in the status of the current application. And once I found out the status of the application, there was no unreasonable delay in informing Mr. Lin regarding it. I took reasonable time to contact Mr. Liauh, and to inform Mr. Lin. Once I received the notice from the Patent Office regarding insufficiency of the evidence, I took reasonable time to forward the notice to Mr. Lin.

I hereby declare that all statements made herein are true, and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Elaine Hong

Date: Sept. 2, 2009